

KAVANAGH FLOOR AMENDMENT

HOUSE OF REPRESENTATIVES AMENDMENTS TO S.B. 1269

I move the following floor amendment to the ANDERSON Floor amendment dated 4/25/2008 to

SENATE BILL 1269 (Reference to Senate engrossed bill)

1 Page 1, line 18, after the period insert "A PERSON OVER TWENTY-TWO YEARS OF AGE
2 SHALL NOT BE ADMITTED TO OR ATTEND A VOCATIONAL PROGRAM DURING REGULAR SCHOOL
3 HOURS PURSUANT TO THIS SUBSECTION UNLESS THE PERSON HAS A VALID FINGERPRINT
4 CLEARANCE CARD PURSUANT TO TITLE 41, CHAPTER 12, ARTICLE 3.1. THE COSTS OF
5 THE FINGERPRINT CLEARANCE CARD SHALL BE PAID BY THE APPLICANT."

6 Page 2, between lines 6 and 7 insert:

7 "Sec. 3. Section 41-619.51, Arizona Revised Statutes, is amended to
8 read:

9 **41-619.51. Definitions**

10 In this article, unless the context otherwise requires:

11 1. "Agency" means the supreme court, the department of economic
12 security, the department of education, the department of health services, the
13 department of juvenile corrections, the department of emergency and military
14 affairs or the board of examiners of nursing care institution administrators
15 and assisted living facility managers.

16 2. "Board" means the board of fingerprinting.

17 3. "Expedited review" means an examination, in accordance with board
18 rule, of the documents an applicant submits by the board or its hearing
19 officer without the applicant being present.

20 4. "Good cause exception" means the issuance of a fingerprint
21 clearance card to an employee pursuant to section 41-619.55.

22 5. "Person" means a person who is required to be fingerprinted
23 pursuant to any of the following:

24 (a) Section 8-105.

25 (b) Section 8-322.

26 (c) Section 8-509.

27 (d) Section 8-802.

- (e) Section 15-183.
 - (f) Section 15-534.
 - (g) SECTION 15-782.02.
 - (~~h~~) (h) Section 15-1330.
 - (~~i~~) (i) Section 15-1881.
 - (~~j~~) (j) Section 26-102.
 - (~~k~~) (k) Section 36-411.
 - (~~l~~) (l) Section 36-425.03
 - (~~m~~) (m) Section 36-446.04
 - (~~n~~) (n) Section 36-594.01
 - (~~o~~) (o) Section 36-594.02
 - (~~p~~) (p) Section 36-882.
 - (~~q~~) (q) Section 36-883.02
 - (~~r~~) (r) Section 36-897.01
 - (~~s~~) (s) Section 36-897.03
 - (~~t~~) (t) Section 36-3008.
 - (~~u~~) (u) Section 41-1964.
 - (~~v~~) (v) Section 41-1967.0
 - (~~w~~) (w) Section 41-1968.
 - (~~x~~) (x) Section 41-1969.
 - (~~y~~) (y) Section 41-2814.
 - (~~z~~) (z) Section 46-141, s
 - (~~aa~~) (aa) Section 46-321.

Sec. 4. Section 41-1758, Arizona Revised Statutes, is amended to read:

41-1758. Definitions

In this article, unless the context otherwise requires:

1. "Agency" means the supreme court, the department of economic security, the department of education, the department of health services, the department of juvenile corrections, the department of emergency and military affairs or the board of examiners of nursing care institution administrators and assisted living facility managers.

2. "Division" means the fingerprinting division in the department of public safety.

3. "Good cause exception" means the issuance of a fingerprint clearance card to an employee pursuant to section 41-619.55.

1 4. "Person" means a person who is required to be fingerprinted
2 pursuant to any of the following:

- 3 (a) Section 8-105.
4 (b) Section 8-322.
5 (c) Section 8-509.
6 (d) Section 8-802.
7 (e) Section 15-183.
8 (f) Section 15-534.
9 (g) **SECTION 15-782.02**
10 ~~(h)~~ (h) Section 15-1330.
11 ~~(i)~~ (i) Section 15-1881.
12 ~~(j)~~ (j) Section 26-102.
13 ~~(k)~~ (k) Section 36-411.
14 ~~(l)~~ (l) Section 36-425.03.
15 ~~(m)~~ (m) Section 36-446.04.
16 ~~(n)~~ (n) Section 36-594.01.
17 ~~(o)~~ (o) Section 36-594.02.
18 ~~(p)~~ (p) Section 36-882.
19 ~~(q)~~ (q) Section 36-883.02.
20 ~~(r)~~ (r) Section 36-897.01.
21 ~~(s)~~ (s) Section 36-897.03.
22 ~~(t)~~ (t) Section 36-3008.
23 ~~(u)~~ (u) Section 41-1964.
24 ~~(v)~~ (v) Section 41-1967.01.
25 ~~(w)~~ (w) Section 41-1968.
26 ~~(x)~~ (x) Section 41-1969.
27 ~~(y)~~ (y) Section 41-2814.
28 ~~(z)~~ (z) Section 46-141, subsection A.
29 ~~(aa)~~ (aa) Section 46-321.

30 5. "Vulnerable adult" has the same meaning prescribed in section
31 13-3623.

32 Sec. 5. Section 41-1758.01, Arizona Revised Statutes, is amended to
33 read:

34 **41-1758.01. Fingerprinting division; duties**

1 The fingerprinting division is established in the department of public
2 safety and shall:

3 1. Conduct fingerprint background checks for persons and applicants
4 who are seeking employment with licensees, contract providers and state
5 agencies or seeking employment or educational opportunities with agencies
6 that require fingerprint background checks pursuant to sections 8-105, 8-322,
7 8-509, 8-802, 15-183, 15-534, **15-782.02**, 15-1330, 15-1881, 26-102, 36-411,
8 36-425.03, 36-446.04, 36-594.01, 36-594.02, 36-882, 36-883.02, 36-897.01,
9 36-897.03, 36-3008, 41-1964, 41-1967.01, 41-1968, 41-1969 and 41-2814,
10 section 46-141, subsection A and section 46-321.

11 2. Issue fingerprint clearance cards. On issuance, a fingerprint
12 clearance card becomes the personal property of the cardholder and the
13 cardholder shall retain possession of the fingerprint clearance card.

14 3. On submission of an application for a fingerprint clearance card,
15 collect the fees established by the board of fingerprinting pursuant to
16 section 41-619.53 and deposit, pursuant to sections 35-146 and 35-147, the
17 monies collected in the board of fingerprinting fund.

18 4. Inform in writing each person who submits fingerprints for a
19 fingerprint background check of the person's right to petition the board of
20 fingerprinting for a good cause exception pursuant to section 41-1758.03.

21 5. Administer and enforce this article."

22 Amend title to conform

JOHN KAVANAGH

1269-f2-kavanagh

4/29/08

9:55 AM

H:jjb